

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DEBORAH M. D'ANNA-CALVIN

Plaintiff,

-against-

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

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MEMORANDUM & ORDER

06 CV 6664 (RJD) (JMA)

DEARIE, Chief Judge.

Defendant Commissioner of Social Security Michael J. Astrue moves to remand the final agency decision that denied plaintiff Deborah D'Anna-Calvin's claim of disability insurance benefits under Title II of the Social Security Act. Plaintiff cross-moves seeking reversal and a determination of disability, or, in the alternative, a remand to a different hearing office or with a different Administrative Law Judge. After considering the parties' papers, the administrative record, and discussion at oral argument, the Court hereby reverses the decision of the Commissioner and remands for a calculation of benefits pursuant to 42 § U.S.C. 405(g).

SO ORDERED.

Dated: Brooklyn, New York
March 25, 2008

s/ Judge Raymond J. Dearie

RAYMOND J. DEARIE
United States District Judge